

Subst. for form 1449/PTO				Complete if Known	
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT UNDER 37 CFR 1.97(i) <i>(Use as many sheets as necessary)</i>				Application Number	08/875,849
				371 Filing Date	1997-09-08
				First Named Inventor	Briskin, M.
				Art Unit	1644
				Examiner Name	Schwadron, Ronald B.
	3		3	Docket Number	079259-0017

CERTIFICATION STATEMENT

Please See 37 CFR 1.97 and 1.98 to make the appropriate selection(s)


- ☐ Items contained in this Information Disclosure Statement were first cited in any communication from a foreign patent office in a counterpart foreign application;
- ☐ In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- ☐ This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant understands that the Examiner will make an independent evaluation of the cited publications.
- ☐ The Commissioner is hereby authorized to charge the fee pursuant to 37 CFR 1.17(P) in the amount of \$180.00, or further fees which may be due, to Deposit Account 50-1133.
- ☒ None

REMARKS

The listed references were cited by the opponents in an opposition to the related European Patent No. 0 808 267. In the Opposition, U.S. Application No. 08/582,740 was cited by an opponent. U.S. Application No. 08/582,740 issued as U.S. Patent No.: 6,037,324, which is cited herein.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.


 Robert H. Underwood, Reg. No.: 45,170

McDermott Will & Emery LLP
 28 State Street
 Boston, MA 02108
 Tel. (617) 535-4093
 Fax (617) 535-3800
 BST99 1607384-1 079259 0017

Date: January 12, 2009